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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 SCOTT WESLEY HUMPHREYS,

11 Petitioner,

12 v.

13 COWLITZ COUNTY CLERKS, et
14 al.,

15 Respondents.

CASE NO. C22-5240JLR

ORDER

16 Before the court are Petitioner Scott Wesley Humphreys's objections to Magistrate
17 Judge Theresa L. Fricke's December 12, 2022 report and recommendation. (Obj. (Dkt.
18 # 15); R&R (Dkt. # 14).) Magistrate Judge Fricke recommends that the court dismiss Mr.
19 Humphreys's petition for a writ of habeas corpus without prejudice for failure to specify
20 grounds for habeas relief, deny Mr. Humphreys's motion to proceed *in forma pauperis*
21 ("IFP") (*see* IFP Mot. (Dkt. # 4) as moot, and deny a certificate of appealability. (*See*
22 *generally* R&R.)

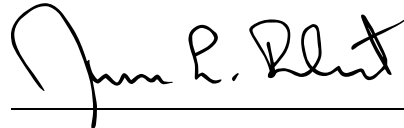
1 A district court has jurisdiction to review a Magistrate Judge’s report and
2 recommendation on dispositive matters. Fed. R. Civ. P. 72(b). “A judge of the court
3 may accept, reject, or modify, in whole or in part, the findings or recommendations made
4 by the magistrate judge.” 28 U.S.C. § 636(b)(1). “The statute makes it clear that the
5 district judge must review the magistrate judge’s findings and recommendations de novo
6 if objection is made, but not otherwise.” *United States v. Reyna-Tapia*, 328 F.3d 1114,
7 1121 (9th Cir. 2003) (en banc). Because Mr. Humphries is proceeding *pro se*, this court
8 must interpret his petition and objections liberally. *See Bernhardt v. Los Angeles Cnty.*,
9 339 F.3d 920, 925 (9th Cir. 2003).

10 Here, although Magistrate Judge Fricke provided Mr. Humphreys several
11 opportunities to file a habeas petition that complies with Rule 2 of the Rules Governing
12 § 2254 Cases (*see* 5/4/22 OSC (Dkt. # 8); 7/5/22 OSC (Dkt. # 12)), Mr. Humphreys has
13 failed, despite multiple filings, to cure the deficiencies Magistrate Judge Fricke identified
14 in her orders to show cause (*see* Prop. Mem. (Dkt. # 1); Prop. Mot. (Dkt. # 6); Prop. Pet.
15 (Dkt. # 9); Resp. (Dkt. # 10); Supp. (Dkt. # 11); Praecipe (Dkt. # 13)). Mr. Humphreys’s
16 objections do not address the concerns set forth in the report and recommendation. (*See*
17 *generally* Obj.) Accordingly, on de novo review, the court ADOPTS the report and
18 recommendation (Dkt. # 14); DENIES Mr. Humphreys’s petition for a writ of habeas
19 corpus (Dkt. # 9) without prejudice; DENIES Mr. Humphreys’s motion to proceed IFP
20 (Dkt. # 4) as moot; and DENIES a certificate of appealability.

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1 Dated this 30th day of December, 2022.

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4 JAMES L. ROBART
5 United States District Judge
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